



GERD HOBOM, ET AL.  
USSN 09/914,658

CERTIFICATE OF MAILING

I hereby certify that the foregoing Response to Communication Regarding the Sequence Listing and the attached and accompanying Copy of the Notice, Substitute Paper Sequence Listing and Computer Diskette are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Hon. Commissioner of Patents, Washington, D.C. 20231, on the date indicated below:

Date: August 12, 2002

By

Kurt G. Briscoe



Kreisler 1098-KGB  
012142us/JH/ml

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : GERD HOBOM, ET AL  
SERIAL NO. : 09/914,658  
FILED : August 31, 2001  
FOR : STABLE RECOMBINANT INFLUENZA VIRUSES FREE OF  
HELPER VIRUSES  
ART UNIT : To Be Assigned  
EXAMINER : To Be Assigned

---

August 12, 2002

Hon. Commissioner of Patents  
Washington, D.C. 20231

**RESPONSE TO COMMUNICATION REGARDING  
THE SEQUENCE LISTING**

SIR:

In response to the Notice of Defective Response dated May 30, 2002, a copy of which is attached, please amend the above-identified application as follows:

IN THE SPECIFICATION:

Replace the original paper Sequence Listing by the attached replacement Sequence Listing.

REMARKS

The above-identified notice required that Applicants submit:

- 1) A substitute paper copy of the Sequence Listing;
- 2) A substitute computer readable form (CRF) copy of the paper Sequence Listing; and
- 3) A statement that the content of the paper Sequence Listing and the computer readable copies are the same and include no new matter.

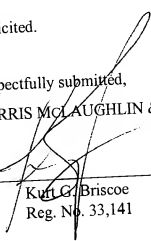
In response, there is attached a substitute paper copy of the Sequence Listing, which, pursuant to 37 CFR §1.823 (a) (1), is numbered independently of the numbering of the remainder of the application. The undersigned hereby certifies that the substitute paper copy of the Sequence Listing does not introduce new matter.

There is also attached a substitute computer readable form copy of the substitute paper Sequence Listing. The undersigned hereby certifies that the content of the substitute paper Sequence Listing and the substitute computer readable form copy is the same and includes no new matter.

Early and favorable action is earnestly solicited.

Respectfully submitted,  
NORRIS McLAUGHLIN & MARCUS, P.A.

By

  
Kurt G. Briscoe  
Reg. No. 33,141

220 East 42<sup>nd</sup> Street  
30<sup>th</sup> Floor  
New York, New York 10017  
Phone: (212) 808-0700  
Fax: (212) 808-0700